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 THE DOW CHEMICAL COMPANY,  
 ADVANCED MICRO DEVICES, INC.,  
 DREAMWORKS ANIMATION SKG, INC., and  
 AIG FINANCIAL PRODUCTS CORP.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

CISCO SYSTEMS, INC.,

Plaintiff,

v.

TELECONFERENCE SYSTEMS, LLC  
 and MARGALLA COMMUNICATIONS,  
 INC.,

Defendants.

Case No. C 09-01550 JSW (JCS)

**ADMINISTRATIVE MOTION TO  
 CONSIDER WHETHER CASES SHOULD  
 BE RELATED (Civil Local Rule 3-12)**

Hewlett-Packard Company (“HP”) and its customers AstraZeneca Pharmaceuticals, LP, The Dow Chemical Company, Advanced Micro Devices, Inc., DreamWorks Animation SKG, Inc. and AIG Financial Products Corp. are defendants in the action *Teleconference Systems, LLC v. Hewlett-Packard Co., et al.*, No. 5:09-cv-05896-HRL (the “HP Action”). The HP Action was originally filed by Teleconference Systems, LLC (“TS”) in the District of Delaware on

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1 August 24, 2009, but it was recently transferred to this Court and assigned to Magistrate Judge  
 2 Lloyd. Pursuant to Civil Local Rule 3-12, the defendants in the HP Action respectfully request  
 3 that request that the HP Action be related to the instant action, *Cisco Systems, Inc. v.*  
 4 *Teleconference Systems, LLC et al.*, Case No. 3:09-cv-01550-JSW (the “Cisco Action”), and  
 5 assigned to Judge Jeffrey S. White. Counsel for TS has indicated TS consents to this motion.

6 The Cisco Action is a declaratory judgment action filed by Cisco Systems, Inc. (“Cisco”)  
 7 on April 8, 2009 against defendants Teleconference Systems, LLC and Margalla  
 8 Communications, Inc. to obtain a declaration that Cisco and others have not infringed and are not  
 9 infringing United States Patent No. 6,980,526 (the “’526 patent”) and that the ’526 patent is  
 10 invalid. TS has filed a counterclaim against Cisco and a third party complaint against others for  
 11 infringement of the ’526 patent. In the HP Action, TS asserts that HP and others are infringing  
 12 the same ’526 patent based on HP’s Halo Telepresence videoconferencing products.

13 As both the HP Action and the Cisco Action involve allegations by the same plaintiff, TS,  
 14 that HP and Cisco and others infringe the same patent, the cases should be related and assigned to  
 15 the same judge. Assignment of both cases to Judge White, before whom the earlier-filed Cisco  
 16 Action is currently pending, will promote judicial efficiency and avoid the risk of conflicting  
 17 results. For these reasons, HP and the other movants respectfully request that the HP Action,  
 18 *Teleconference Systems, LLC v. Hewlett-Packard Co., et al.*, No. 5:09-cv-05896-HRL, be related  
 19 to the Cisco Action, *Cisco Systems, Inc. v. Teleconference Systems, LLC et al.*, Case No. 3:09-cv-  
 20 01550-JSW, and that the HP Action be assigned to Judge White.

21 Dated: February 8, 2010

FENWICK & WEST LLP

22  
 23 By /s/Virginia K. DeMarchi  
 24 Virginia K. DeMarchi

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